

## Message Text

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PAGE 01 USUN N 02018 191703Z  
ACTION IO-14

INFO OCT-01 NEA-11 ISO-00 CIAE-00 DODE-00 PM-05 H-02  
INR-10 L-03 NSAE-00 NSC-05 PA-02 SP-02 SS-15  
ICA-20 EB-08 COME-00 DOE-15 SOE-02 OES-07 SSM-05  
/127 W

-----044777 211251Z /15

R 182130Z MAY 78  
FM USMISSION USUN NEW YORK  
TO SECSTATE WASHDC 1437  
INFO AMEMBASSY CAIRO  
AMEMBASSY TEL AVIV  
AMCONSUL JERUSALEM

UNCLAS USUN NEW YORK 02018

E.O. 11652: N/A  
TAGS: ENRG, UNGA, EG, IS  
SUBJECT: ISRAELI OIL EXPLOITATION IN SINAI

REF: USUN 1409

1. AMB. HERZOG RESPONDED ON MAY 15 TO EGYPTIAN LETTER DATED APRIL 4, 1978 (USUN 1409) ON ISRAELI EXPLOITATION OF PETROLEUM RESOURCES IN THE SINAI. HERZOG'S LETTER HAS ALSO BEEN CIRCULATED AS UNGA DOCUMENT (A/33/99). COPIES POUCHED TO ADDRESSEES.
2. LETTER FROM HERZOG STATES THAT ISRAEL UNDER INTERNATIONAL LAW IS ENTITLED TO EXPLORE FOR AND UTILIZE PUBLICLY-OWNED OIL RESOURCES IN SINAI. HERZOG ADDS THAT EGYPTIAN LETTER ADMITS THAT ISRAEL HAS USUFRUCTUARY POWERS WITH RESPECT TO IMMOVABLE PROPERTY IN OCCUPIED EGYPTIAN TERRITORY. HERZOG'S LETTER NOTES THE "NEAR UNANIMOUS INTERPRETATION WHEREBY AN OCCUPYING POWER MAY WORK PUBLICLY-OWNED MINES" AND ARGUES THAT SUCH UTILIZATION MAY  
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BE CARRIED OUT NOT ONLY BY A GOVERNMENT AGENCY BUT ALSO BY A CONCESSIONAIRE.

3. LETTER CONTINUES THAT THERE IS A COMMERCIAL DISPUTE BETWEEN TWO COMPANIES WHO HAVE BEEN SEPARATELY GRANTED CONCESSIONS BY EGYPTIAN AND ISRAELI AUTHORITIES. ISRAEL HOLDS THAT THE CONCESSION GRANTED BY EGYPTIAN

AUTHORITIES AFTER 1967 IS NOT VALID. ISRAEL MAINTAINS  
THAT IT IS "NOT LEGITIMATE TO BRING A COMMERCIAL  
DISPUTE OF THIS KIND BEFORE THE UN" AND EGYPTIAN LETTER  
WAS NOT WARRANTED. LEONARD

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** OILS, PETROLEUM PRODUCTION, MILITARY OCCUPIED AREAS, DIPLOMATIC COMMUNICATIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 18 may 1978  
**Decaption Date:** 01 jan 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 jan 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1978USUNN02018  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D780214-0214  
**Format:** TEL  
**From:** USUN NEW YORK  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1978/newtext/t19780542/aaaabjsf.tel  
**Line Count:** 66  
**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Message ID:** 84588c9a-c288-dd11-92da-001cc4696bcc  
**Office:** ACTION IO  
**Original Classification:** UNCLASSIFIED  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** n/a  
**Previous Handling Restrictions:** n/a  
**Reference:** 78 USUN NEW YORK 1409  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 29 mar 2005  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** N/A  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 2644867  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** ISRAELI OIL EXPLOITATION IN SINAI  
**TAGS:** ENRG, PDIP, EG, IS, UNGA, (HERZOG, CHAIM)  
**To:** STATE  
**Type:** TE  
**vdkgvwkey:** odbc://SAS/SAS.dbo.SAS\_Docs/84588c9a-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Sheryl P. Walter  
Declassified/Released  
US Department of State  
EO Systematic Review  
20 Mar 2014  
**Markings:** Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014